

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TRUSTEES OF THE DISTRICT COUNCIL 9 PAINTING)
INDUSTRY INSURANCE AND ANNUITY FUNDS,) Index No.: 08-CIV-5776 (KMK)
Plaintiffs,)
-against-) ORDER TO SHOW
ACCLAIM ACOUSTICS INC.,) CAUSE FOR
Defendant.) DEFAULT JUDGMENT

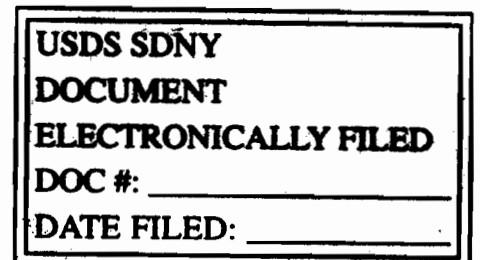
KARAS, D.J.:

Upon the annexed supporting affidavit of Dana L. Henke and upon consideration of Plaintiffs' request for Entry of Final Judgment by Default and the exhibits annexed thereto, it is hereby

✓ ORDERED, that the defendant show cause at a conference to be held on the 16 day of
✓ Sept., 2008 at 10:30o'clock a.m. before the Honorable Kenneth M. Karas in White Plains Courtroom 521 of that day or as soon thereafter as counsel can be heard why a Judgment by Default should not be entered in favor of Plaintiffs for the relief requested in the Complaint, and it is further

ORDERED, that objections to the relief requested herein or answering papers, if any, shall be served upon Barnes, Iaccarino, Virginia, Ambinder & Shepherd, PLLC, Attn: Dana L. Henke,
✓ 258 Saw Mill River Road, Elmsford, NY 10523 by the 3rd day of September, 2008; and it is further

ORDERED, that service of a copy of this Order and supporting papers be made upon
✓ Defendant, Acclaim Acoustics Inc. by First Class Mail on or before the 15th day of

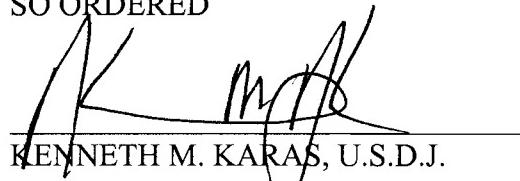


v August, 2008, and such service shall be deemed good and sufficient service.

Dated: White Plains, New York

August 4, 2008

SO ORDERED


KENNETH M. KARAS, U.S.D.J.